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**From:** Laycock, Kelly [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=EDF53496C8284A7D8153E0F312818DF1-LAYCOCK, KELLY]  
**Sent:** 4/16/2020 2:09:55 PM  
**To:** Calli, Rosemary [Calli.Rosemary@epa.gov]  
**CC:** McGill, Thomas [Mcgill.Thomas@epa.gov]  
**Subject:** RE: FDEP 404 Assumption - MOAs  
**Attachments:** Draft - FL EPA MOA 9\_20181101\_CLEAN\_kl\_edits.docx; Draft CWA 404g MOA Between DA and FL DEP 03052019\_.docx

After comparing the documents Rosemary attached with those I received from Heather this morning, it appears these are the most up-to-date MOAs. I've highlighted 2 paragraphs in the FDEP-EPA MOA which will probably change based on ESA discussions. I did not find language in the FDEP-DA MOA that would change and have just reattached the copy Rosemary provided.

Kelly Laycock  
Wetlands Regulatory Section  
U.S. Environmental Protection Agency  
61 Forsyth St.  
Atlanta GA, 30303  
phone 404 562 9132

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**From:** Calli, Rosemary <Calli.Rosemary@epa.gov>  
**Sent:** Wednesday, April 15, 2020 3:47 PM  
**To:** Laycock, Kelly <Laycock.Kelly@epa.gov>  
**Cc:** McGill, Thomas <Mcgill.Thomas@epa.gov>  
**Subject:** FW: FDEP 404 Assumption - MOAs

Kelly – We need to send Jeaneanne the most recent version of the MOA this week, flagging any ESA language we expect to come out (I'm looking at II.E.3), and indicating where we ultimately think new ESA language should go to make any key connections to the process being developed via the BA/BO/voluntary consultation. Substituting that additional process language for II.E.3 will probably ultimately make sense.

The forwarded message is the most recent version of the MOA I see, although there was email traffic on 7/24/2019 indicating Heather said they agreed about other edits such as the "Tori fix" for enforcement language. If my memory is correct, at some point FDEP indicated they would not be including all of those changes, though.

If the attached are not the most recent versions, could you determine which are (or get them from Heather), then flag the appropriate sections (per the first paragraph)?

~ Rosemary

Rosemary (Hall) Calli  
Section Chief, Wetlands & Streams Regulatory Section  
Aquatic Ecotoxicologist  
U.S. Environmental Protection Agency, Region IV

404.562.9846  
[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)

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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Monday, July 22, 2019 8:27 AM  
**To:** McGill, Thomas <[McGill.Thomas@epa.gov](mailto:McGill.Thomas@epa.gov)>; Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>  
**Subject:** RE: FDEP 404 Assumption - MOAs

Tom/Rosemary,

I've attached the latest MOAs according to Heather at FDEP. I've also uploaded them to the proper folders on our sharepoint site at:

## Ex. 6 Personal Privacy (PP)

Kelly Laycock  
Wetlands Regulatory Section  
U.S. Environmental Protection Agency  
61 Forsyth St.  
Atlanta GA, 30303  
phone 404 562 9132

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**From:** McGill, Thomas  
**Sent:** Wednesday, July 17, 2019 3:50 PM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>; Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>  
**Subject:** FW: FDEP 404 Assumption - MOAs

We should ask FDEP to share with us the most current versions of the FDEP-EPA MOA and the FDEP-Corps MOA. When Jeananne asked for the most recent version I realized that I was not certain how to put my hands on it.

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**From:** McGill, Thomas  
**Sent:** Monday, November 5, 2018 8:33 AM  
**To:** Hurd, Kathy <[Hurd.Kathy@epa.gov](mailto:Hurd.Kathy@epa.gov)>; Purify, Johnnie <[Purify.Johnnie@epa.gov](mailto:Purify.Johnnie@epa.gov)>; Kupchan, Simma <[Kupchan.Simma@epa.gov](mailto:Kupchan.Simma@epa.gov)>  
**Cc:** Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Ghosh, Mita <[Ghosh.Mita@epa.gov](mailto:Ghosh.Mita@epa.gov)>  
**Subject:** FW: FDEP 404 Assumption - MOAs

FYI, please see Trey's email to FDEP below. I'm not sure of any plans for EPA leadership to share markups of the Corps-FDEP with the Corps, but I've asked about it and will keep you posted.

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**From:** Palmer, Leif  
**Sent:** Sunday, November 4, 2018 3:49 PM  
**To:** Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>  
**Cc:** Ghosh, Mita <[Ghosh.Mita@epa.gov](mailto:Ghosh.Mita@epa.gov)>; McGill, Thomas <[McGill.Thomas@epa.gov](mailto:McGill.Thomas@epa.gov)>  
**Subject:** Fwd: FDEP 404 Assumption - MOAs

FYI

Sent from my iPhone

Begin forwarded message:

**From:** "Glenn, Trey" <Glenn.Trey@epa.gov>

**Date:** November 2, 2018 at 4:13:58 PM EDT

**To:** "Noah.valenstein@dep.state.fl.us" <Noah.valenstein@dep.state.fl.us>

**Cc:** "Gettle, Jeaneanne" <Gettle.Jeaneanne@epa.gov>, "Walker, Mary" <walker.mary@epa.gov>, "Palmer, Leif" <Palmer.Leif@epa.gov>, "Ashbee, Blake" <ashbee.blake@epa.gov>, "Ross, David P" <ross.davidp@epa.gov>, "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Fotouhi, David" <Fotouhi.David@epa.gov>

**Subject:** FDEP 404 Assumption - MOAs

Noah,

I want to thank you and your staff for FDEP's work with EPA on 404 assumption. Recently your staff provided revised language for the two required Memorandums of Agreement. Attached, please find both documents with our suggested modifications/changes. We have included a clean copy of each document and for ease of review a redlined document showing our suggested changes.

If you have any questions please let me know. Again thanks for all of the work you and your staff are undertaking in this effort.

Trey